

PROPOSED RECALL PETITION

FILED

We, the undersigned registered voters, request the recall of Timothy James Walz from the office of Governor.






The specific grounds upon which the state officer is sought to be recalled and a concise, accurate, and complete synopsis of the specific facts that are alleged to warrant the recall on those grounds, are as follows: Governor Walz (hereinafter "Walz") exceeded his authority under Minn. Stat. ch. 12 and, in doing so, violated the rights of the citizens of the State of Minnesota under the U.S. Constitution. On March 25, 2020, Walz issued Emergency Executive Order 20-20. Claiming that Minn. Stat. §12.21, subd. 3(1), was unfettered authority to regulate all commerce and intercourse within the State of Minnesota, Walz proclaimed "[he] may 'make, amend, and rescind the necessary orders and rules to carry out the provisions' of [Minn. Stat. ch. 12]." Walz failed to recognize, in both his order(s) and in the execution of his office, that Minn. Stat. §12.21, subd. 3(1) restricted his authority to actions "within the limits of the authority conferred by [Minn. Stat. §12.21]." The Legislature merely authorized Walz to "cooperate with the president and [other federal agencies and sister state officers] in matters pertaining to the emergency management of the state and nation." Minn. Stat. §12.21, subd. 3(7). This authority "include[s] the direction or control of . . . the conduct of persons in the state, including entrance or exit from any stricken or threatened public place, occupancy of facilities, and . . . public meetings or gatherings . . ." Order 20-20, at 2. The term "cooperate," which is undefined in Minn. Ch. 12, must be given its ordinary meaning and cannot be considered surplus. *Verba cum effectu sunt accipienda*. Generally, cooperation is defined as "an association of individuals who join together for a common benefit." Black's Law Dictionary, pg. 384, 9th Ed. (2009). Walz went far beyond the definition and interpreted the term as granting him broad authority over the everyday lives of Minnesota residents including: unlawfully shuttering of its citizens' property interests (under the 14th and 5th Amendments), unlawfully restricting its citizens' liberty interests (under the 14th and 5th Amendments), unlawfully infringing on its citizens' freedom of assembly (under the 14th and 1st Amendments), unlawfully infringing on its citizens' freedom of religion (under the 14th and 1st Amendments), and infringement on Interstate Commerce (U.S. Const. Art. 1 §8). Most egregiously, Walz expanded the existing criminal sanction threat (Order 20-20 at ¶9), beyond what was authorized by the Legislature, by adding: "[a]ny business owner, . . . who requires or encourages any of their employees to violate this Executive Order is guilty of a gross misdemeanor and upon conviction must be punished by a fine not to exceed \$3,000 or by imprisonment for not more than a year." Order 20-33, ¶9. This language has appeared in each subsequent order (20-48, at ¶10; 20-56, at ¶10). Minn. Stat., ch. 12, does not authorize this criminal sanction. Creating a criminal sanction, absent legislative action, is historically the behavior of a wannabe dictator waiting only for a *Reichstag* fire. *Nulla poena sine lege*. Factual violations of rights: one petitioner was prohibited on multiple occasions from attending his regular religious services; two petitioners were denied their protected property interests by a prohibition on employment in a "non-essential" job; two petitioners were denied the free exercise of interstate commerce, when the Woodbury police department, acting on Walz's orders, prohibited their prospective Wisconsin customer from travel through the state of Minnesota due to his "non-essential" job; one petitioner's right of free assembly was infringed upon when he elected to not attend protests since April 17, 2020 (*see Ex parte Young*, 209 U.S. 123 (1908)); every petitioners' liberty interests by requiring they remain in their homes, unless conducting business arbitrarily deemed "necessary" by Walz. Walz's continuing malfeasance in office as evidenced by his propensity to assume authorities not granted by the Legislature, and the unlawful deprivation of protected rights these assumptions have had, and prospectively will have, on Minnesota's citizens make a recall legally sound & necessary.

SIGNER'S OATH

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	DATE	PRINT FIRST, MIDDLE, AND LAST NAME	SIGNATURE	RESIDENCE ADDRESS (number and street not a P.O. Box)	CITY OR TOWNSHIP	COUNTY	DATE OF BIRTH
1	5/17/2020	Matthew Glen Ruyter		861 E Humphrey St	Lake Crystal	Blue Earth	5/23/86
2	5/17/2020	Naomi Helena Ruyter		861 E. Humphrey St	Lake Crystal	Blue Earth	7/31/86
3	5/17/2020	Paul D Anderson		22367-519 Ave	Lake Crystal	Blue Earth	11/31/51
4	5/17/2020	Julie Anderson		22367-519 Ave	Lake Crystal	Blue Earth	1-20-53
5	5/17/2020	Jeremy John Andersen		1785 Leona Dr.	W. Mankato	Nicollet	3/23/87

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We, the undersigned registered voters, request the recall of Timothy James Walz from the office of Governor.

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6	5/17/2020	Melissa Lea Anderson	Melissa Lea Anderson	1785 Leona Drive	N. Mankato	Nicollet	10/12/88
7	5/17/2020	Glen Paul Ruyter	Glen Paul Ruyter	1808 Raymond Dr.	N. Mankato	Nicollet	3/22/59
8	5/17/2020	Connie Frances Ruyter	Connie Frances Ruyter	1808 Raymond Dr.	N. Mankato	Nicollet	9/12/61
9	5/17/2020	Katelyn ^{mane} Michaletz	Katelyn Michaletz	1824 Raymond Drive	N. Mankato	Nicollet	10/25/91
10	5/17/2020	Jack James Michaletz	Jack Michaletz	1824 Raymond Drive	N. Mankato	Nicollet	11/24/89

PROPOSED RECALL PETITION

We, the undersigned registered voters, request the recall of Timothy James Walz from the office of Governor.


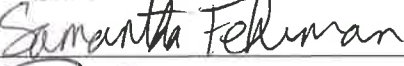



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11	5/17/2020	Leah Marie Garry		1778 Leona Dr.	No Mankato	Nicollet	8/25/84
12	5/17/2020	Samantha Anne Fehrman		1624 Eugene St.	White Bear Lake	Ramsey	02/04/87
13	5/17/2020	Jeromy Matthew Fehrman		1624 Eugene St.	White Bear Lake	Ramsey	12/27/85
14	5/17/20	Courtney Marie Schreier		441 Eldridge Ave E	Maplewood	Ramsey	11/29/94
15	5/17/20	Matthew Louis Chisler		1673 Upper Arrow Road	Saint Paul	Ramsey	12/22/62

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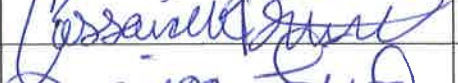


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16	5/17/20	Alex Buster Deputie		693 Surrey Ave St Paul MN 55106	St. Paul	Ramsey	3-4-1985
17	5/17/20	Kimberly Dawn Chikeles		1673 Upper Afton Rd. 55106	Saint Paul	Ramsey	1-26-1968
18	5/17/20	Cassandra May Deputie		693 Surrey Ave Saint Paul MN 55106	Saint Paul	Ramsey	5-25-90
19	5-17-20	Jessica Rae Lind		1401 17th Ave NW	New Brighton	Ramsey	1-22-80
20	5/17/20	Andrew David Lind		1401 17th Ave NW	New Brighton	Ramsey	2/5/74

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21	5-17-20	Sarah Margaret Hunt	[Signature]	1390 Pike Lake Ct.	New Brighton	Ramsey	11-7-66
22	5-17-20	Robert Francis Hunt	[Signature]	1390 Pike Lake Ct.	New Brighton	Ramsey	7-23-68
23	5/17/20	Marjorie Lynn Howell	[Signature]	1394 Kari Lane	New Brighton	Ramsey	11-19-86
24	5/17/20	Spencer James Howell	[Signature]	1394 Kari Ln	New Brighton	Ramsey	3/7/87
25	5/17/20	Kaine Elizabeth Nyembwe	[Signature]	4509 Morningside Ave	White Bear Lake	Ramsey	2/19/80

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	DATE	PRINT FIRST, MIDDLE, AND LAST NAME	SIGNATURE	RESIDENCE ADDRESS (number and street not a P.O. Box)	CITY OR TOWNSHIP	COUNTY	DATE OF BIRTH
26	5-18-2020	Michelle Terese Block	Michelle Block	3534 Montmorency Street	Vadnais Heights	Ramsey	3/16/88
27	5/18/2020	Fredricka Wilhelmina White	Fredricka White	1849 Lamplight Drive	Woodbury	Washington	11/05/1971
28	5/18/2020	Nicholas Theodore White	Nicholas White	1849 Lamplight Drive	Woodbury	Washington	01/09/1996
29	5/18/2020	ROGER BURTRAM SWANSON	Roger B Swanson	1848 Lamplight Dr	Woodbury	Washington	4/04/1936
30	5/18/2020	Cheryl Lynn Morgan	Cheryl Morgan	7274 147th Lane NW	Ramsey	Anoka	01/28/1988

PROPOSED RECALL PETITION

We, the undersigned registered voters, request the recall of Timothy James Walz from the office of Governor.



The specific grounds upon which the state officer is sought to be recalled and a concise, accurate, and complete synopsis of the specific facts that are alleged to warrant the recall on those grounds, are as follows: Governor Walz (hereinafter “Walz”) exceeded his authority under Minn. Stat. ch. 12 and, in doing so, violated the rights of the citizens of the State of Minnesota under the U.S. Constitution. On March 25, 2020, Walz issued Emergency Executive Order 20-20. Claiming that Minn. Stat. §12.21, subd. 3(1), was unfettered authority to regulate all commerce and intercourse within the State of Minnesota, Walz proclaimed “[he] may ‘make, amend, and rescind the necessary orders and rules to carry out the provisions’ of [Minn. Stat. ch. 12].” Walz failed to recognize, in both his order(s) and in the execution of his office, that Minn. Stat. §12.21, subd. 3(1) restricted his authority to actions “within the limits of the authority conferred by [Minn. Stat. §12.21].” The Legislature merely authorized Walz to “cooperate with the president and [other federal agencies and sister state officers] in matters pertaining to the emergency management of the state and nation.” Minn. Stat. §12.21, subd. 3(7). This authority “include[s] the direction or control of . . . the conduct of persons in the state, including entrance or exit from any stricken or threatened public place, occupancy of facilities, and . . . public meetings or gatherings . . .” Order 20-20, at 2. The term “cooperate,” which is undefined in Minn. Ch. 12, must be given its ordinary meaning and cannot be considered surplus. *Verba cum effectu sunt accipenda*. Generally, cooperation is defined as “an association of individuals who join together for a common benefit.” Black’s Law Dictionary, pg. 384, 9th Ed. (2009). Walz went far beyond the definition and interpreted the term as granting him broad authority over the everyday lives of Minnesota residents including: unlawfully shuttering of its citizens’ property interests (under the 14th and 5th Amendments), unlawfully restricting its citizens’ liberty interests (under the 14th and 5th Amendments), unlawfully infringing on its citizens’ freedom of assembly (under the 14th and 1st Amendments), unlawfully infringing on its citizens’ freedom of religion (under the 14th and 1st Amendments), and infringement on Interstate Commerce (U.S. Const. Art. 1 §8). Most egregiously, Walz expanded the existing criminal sanction threat (Order 20-20 at ¶9), beyond what was authorized by the Legislature, by adding: “[a]ny business owner, . . . who requires or encourages any of their employees to violate this Executive Order is guilty of a gross misdemeanor and upon conviction must be punished by a fine not to exceed \$3,000 or by imprisonment for not more than a year.” Order 20-33, ¶9. This language has appeared in each subsequent order (20-48, at ¶10; 20-56, at ¶10). Minn. Stat., ch. 12, does not authorize this criminal sanction. Creating a criminal sanction, absent legislative action, is historically the behavior of a wannabe dictator waiting only for a *Reichstag* fire. *Nulla poena sine lege*. Factual violations of rights: one petitioner was prohibited on multiple occasions from attending his regular religious services; two petitioners were denied their protected property interests by a prohibition on employment in a “non-essential” job; two petitioners were denied the free exercise of interstate commerce, when the Woodbury police department, acting on Walz’s orders, prohibited their prospective Wisconsin customer from travel through the state of Minnesota due to his “non-essential” job; one petitioner’s right of free assembly was infringed upon when he elected to not attend protests since April 17, 2020 (*see Ex parte Young*, 209 U.S. 123 (1908)); every petitioners’ liberty interests by requiring they remain in their homes, unless conducting business arbitrarily deemed “necessary” by Walz. Walz’s continuing malfeasance in office as evidenced by his propensity to assume authorities not granted by the Legislature, and the unlawful deprivation of protected rights these assumptions have had, and prospectively will have, on Minnesota’s citizens make a recall legally sound & necessary.

SIGNER’S OATH

“I solemnly swear (or affirm) that I am an eligible voter residing in the district where the state officer serves or, in the case of a statewide officer, in the state; I know the purpose and content of the petition; and I signed the petition only once and of my own free will.”

A RECALL ELECTION, IF CONDUCTED, WILL BE CONDUCTED AT PUBLIC EXPENSE
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	DATE	PRINT FIRST, MIDDLE, AND LAST NAME	SIGNATURE	RESIDENCE ADDRESS (number and street not a P.O. Box)	CITY OR TOWNSHIP	COUNTY	DATE OF BIRTH
31	18 May 20	Ryan D Morgan		12070 Central Ave NE	Blaine	Anoka	2 Jun 84
32	5/19/20	Francis Herbert White JR		1848 Lanelight Drive	Woodbury	Washington	2/20/1964